

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 24 day of Feb. 2003.

First Bail Application No. 1308 of 2002

Order on the Bail Application

CRIMINAL SIDE

1. Rakesh @ Jatti s/o Phool Singh Saini,
2. Babblu @ Sravam s/o Jagpal Singh,
3. Babu s/o Mangal Saini,
4. Surender s/o Sambhu,
5. Fanna s/o Mohammad
All r/o Village-Mundakhera Kalla,
Police Station-Laksar
District Haridwar.

.....
Versus

Applicant

State of Uttaranchal

.....

Opposite party.

Arising Out of Crime No. 254 of 2002
Under Sections: 302, 201, 120-B I.P.C.
Police Station: Laksar
DISTRICT: Haridwar

By the Court

Hon. A.A. Desai, C.J.

Heard Mr. R. Singh, learned counsel for the applicants and Sri G. S. Sandhu, learned A.G.A.

The deceased as per post mortem report suffered three contused wounds. At this stage, it could not said that the applicants could be tried for the offence punishable under section 302, I.P.C. It appears that there was a dispute over property. As per the statement recorded with the police, the applicants were coercing the deceased for not disposing of the house.

Having regard to the nature of the injury and nature of incident, I direct that the applicants, namely, Rakesh @ Jatti, Babblu @ Sravam Singh, Babu, Surender, and Fanna, all r/o Village-Mundakhera Kalla, Police Station-Laksar, district Haridwar be released on bail on their furnishing a personal bonds each with two sureties each in the like amount to the satisfaction of the A.C.J.M. Roorkee, Distt. Haridwar.

Dt. 24.02.2003

(A.A. Desai, C.J.)